

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Inventor:	Walton SUMNER II et al.	)	Examiner:	Davis, George B.
		)		
Serial No.	09/521,242	)	Art Unit:	2121
		)		
Filing Date:	April 5, 2000	)		
For:	COMPUTER ARCHITECTURE AND PROCESS OF PATIENT GENERATION, EVOLUTION AND SIMULATION FOR COMPUTER BASED TESTING SYSTEM USING BAYESIAN NETWORKS AS A SCRIPTING LANGUAGE			

Attention: Linda Wilson  
**2900 Crystal Drive**  
**Suite 8D 03**  
Arlington, VA 22202  
703 308-9250 x151

**RESPONSE TO NOTICE PURSUANT TO 37 C.F.R. §1.251  
– Pending Application**

In Response to the Notice Pursuant to 37 C.F.R. §1.251, Applicant hereby submits copies of all correspondences between Applicant and the U.S. Patent Office, and an executed copy of the Notice Pursuant to 37 C.F.R. §1.251. As discussed with Ms. Wilson, Applicants are not including copies of the prior art references cited in the file history, but will supply these references upon request.

It is therefore respectfully requested that the present application be issued into a U.S. Patent, pursuant to the Notice of Allowance mailed June 8, 2004, and the issue fee that was timely paid on September 8, 2004.

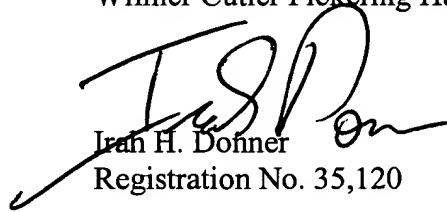
## **AUTHORIZATION**

The Commissioner is hereby authorized to charge any additional fees, which may be required for this Petition, or credit any overpayment to deposit account no. 08-0219.

In the event that an extension of time is required, or which may be required in addition to that requested in a petition for an extension of time, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to deposit account no. 08-0219.

Respectfully Submitted,

Wilmer Cutler Pickering Hale and Dorr LLP



Irvin H. Donner  
Registration No. 35,120

399 Park Avenue  
New York, NY 10022  
TEL (212) 230-8887  
FAX (212) 230-8888

Date: 4/5/06

IHD:tes



PTO-2053-B (Rev. 10/03)

Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

In re Application of:

Sumner II, Walton

Application No.:

09581242

Filing Date:

4/5/06

Title:

Computer Architecture and Process

of Patient Generation Evolution and  
Stimulation For Computer-Based...

Direct to:

Mail Stop RECONSTRUCTION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Linda Wilson  
2900 Crystal Dr  
Ste 8D03  
Arlington, Va. 22202

## NOTICE UNDER 37 CFR 1.251 - Pending Application

Statement (check the appropriate box):

The copy submitted with this reply is a complete and accurate copy of applicant's record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and applicant for the above-identified application that is not among applicant's records. *and prior art publications & PTO*

The copy of the paper(s) listed in the notice under 37 CFR 1.251 is/are a complete and accurate copy of applicant's record of such paper(s).

The papers produced by applicant are applicant's complete record of all of the correspondence between the Office and the applicant for the above-identified application (except for U.S. patent documents), and applicant is not aware of any correspondence between the Office and the applicant for the above-identified application that is not among applicant's records.

Applicant does not possess any record of the correspondence between the Office and the applicant for the above-identified application.

Date

4/5/06

Signature

Irrah Donner

Typed or printed name

\* - per discussion with Ms. Wilson.

A copy of this notice should be returned with the reply.

Burden Hour Statement: This collection of information is required by 37 CFR 1.251. The information is used by the public to reply to a request for copies of correspondence between the applicant and the USPTO in order to reconstruct an application file. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 60 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.



Day : Monday  
Date: 12/12/2005

Time: 14:54:22

## PALM INTRANET

# Content Information for 09/521242

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Bar Code #

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12/12/2005		LFRECON	RECONSTRUCTION OF FILE - BEGIN
12/13/2005		M2510	MAIL RECONSTRUCTION NOTICE - PENDING APPLICATION
12/12/2005		2510	RECONSTRUCTION NOTICE UNDER 37 CFR 1.251 - PENDING
12/12/2005		LFLOST	FILE MARKED LOST
03/24/2005		R1021	RECEIPT INTO PUBS
03/17/2005	95	WABN	WITHDRAW PUBLICATION/PRE-EXAM ABANDON
03/07/2005		MABN7	MAIL ABANDONMENT FOR FAILURE TO CORRECT DRAWINGS
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11/15/2004		R1021	RECEIPT INTO PUBS
09/29/2004		D1935	DISPATCH TO FDC
09/29/2004		PILS	APPLICATION IS CONSIDERED READY FOR ISSUE
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06/09/2004		IREV	ISSUE REVISION COMPLETED
06/08/2004	92	MN/=.	MAIL NOTICE OF ALLOWANCE
06/08/2004		MN/DR	MAIL FORMAL DRAWINGS REQUIRED
06/08/2004		N/DR	FORMAL DRAWINGS REQUIRED
06/08/2004	90	N/=.	NOTICE OF ALLOWANCE DATA VERIFICATION COMPL
06/08/2004	89	CNTA	NOTICE OF ALLOWABILITY
05/21/2004		M844	INFORMATION DISCLOSURE STATEMENT (IDS) FILED
06/03/2004		LFFOUND	FILE MARKED FOUND
05/07/2004		WAMD	WORKFLOW INCOMING AMENDMENT IFW
05/07/2004		BRCE	WORKFLOW - REQUEST FOR RCE - BEGIN
02/25/2004		UPRS	APPLICATION MADE UNAVAILABLE FOR EXAMINATIO
02/25/2004		LFLOST	FILE MARKED LOST
01/07/2004		C614	NEW OR ADDITIONAL DRAWING FILED
01/30/2004		FWDX	DATE FORWARDED TO EXAMINER
01/07/2004		AP/A	AMENDMENT/ARGUMENT AFTER NOTICE OF APPEAL
01/07/2004		XT/G	REQUEST FOR EXTENSION OF TIME - GRANTED
01/07/2004	120	N/AP	NOTICE OF APPEAL FILED
01/07/2004		XT/G	REQUEST FOR EXTENSION OF TIME - GRANTED
12/17/2003	83	MCTAV	MAIL ADVISORY ACTION (PTOL - 303)
12/15/2003	82	CTAV	ADVISORY ACTION (PTOL-303)
12/08/2003		C614	NEW OR ADDITIONAL DRAWING FILED
12/08/2003		AF/D	AFFIDAVIT(S) (RULE 131 OR 132) OR EXHIBIT(S) RECEI
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12/08/2003	80	A.NE	AMENDMENT AFTER FINAL REJECTION
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11/20/2003		EXIN	EXAMINER INTERVIEW SUMMARY RECORD (PTOL - 41)
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07/08/2003	61	MCTFR	MAIL FINAL REJECTION (PTOL - 326)
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05/06/2003	71	A...	RESPONSE AFTER NON-FINAL ACTION
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05/06/2003		XT/G	REQUEST FOR EXTENSION OF TIME - GRANTED

11/06/2002	41	MCTNF	MAIL NON-FINAL REJECTION
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08/29/2002	71	ELC.	RESPONSE TO ELECTION / RESTRICTION FILED
07/30/2002	41	MCTRS	MAIL RESTRICTION REQUIREMENT
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03/28/2002		DOCK	CASE DOCKETED TO EXAMINER IN GAU
02/26/2002		DOCK	CASE DOCKETED TO EXAMINER IN GAU
11/09/2001		A.PE	PRELIMINARY AMENDMENT
11/09/2001		M844	INFORMATION DISCLOSURE STATEMENT (IDS) FILED
01/02/2001		DOCK	CASE DOCKETED TO EXAMINER IN GAU
05/25/2000		M844	INFORMATION DISCLOSURE STATEMENT (IDS) FILED
04/05/2000		A.PE	PRELIMINARY AMENDMENT
07/24/2000	30	DOCK	CASE DOCKETED TO EXAMINER IN GAU
05/05/2000	20	OIPE	APPLICATION DISPATCHED FROM OIPE
05/05/2000		C.AD	CORRESPONDENCE ADDRESS CHANGE
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